The Honorable ______________

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

1LT EHREN K. WATADA, Petitioner, vs. LT. COL. JOHN HEAD, Military Judge, Army Trial Judiciary, fourth Judicial District; LT. GEN. CHARLES JACOBY, Convening Authority, Ft. Lewis, Washington; Respondents.	NO. (Proposed) ORDER GRANTING MOTION FOR EMERGENCY STAY OF PETITIONER'S SCHEDULED COURT-MARTIAL TRIAL

Having considered the pleadings and records on file, the arguments of counsel, and being fully apprised of the circumstance of this case,

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IT IS HEREBY ORDERED THAT Petitioner Watada's Motion for an Emergency Stay is hereby GRANTED. Respondents are enjoined from holding the court-martial trial on the charges referred by Respondent Jacoby. This Stay of the court-martial trial shall continue in effect until this habeas corpus proceeding is finally resolved.

IT IS FURTHER ORDERED THAT the Clerk of this Court will immediately fax a copy of this order to the Respondents, or by some other means make sure that a copy of this Order is immediately delivered to the Respondents.

DATED this _____ day of October, 2007.

United States District Court Judge

Presented by:

/s/ James E. Lobsenz
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Kenneth S. Kagan
WSBA No. 12983
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